

CITY COMMISSION MEETING MINUTES
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
CITY COMMISSION CHAMBERS, 405 W. 3RD St.
WEDNESDAY, MARCH 24, 2021

A. CALL TO ORDER:

The meeting was called to order by Mayor Sandra Whitehead at 9:00 a.m., who presided and Angela A. Torres, City Clerk-Treasurer, acted as Secretary of the meeting.

B. INTRODUCTION:

1. ROLL CALL:

Upon calling the roll, the following Commissioners were reported present.

Hon. Sandra Whitehead, Mayor
Hon. Amanda Forrister, Mayor Pro-Tem
Hon. Paul Baca, Commissioner
Hon. Randall Aragon, Commissioner
Hon. Frances Luna, Commissioner

Also Present: Traci Alvarez, Acting City Manager
Angela A. Torres, City Clerk-Treasurer

There being a quorum present, the Commission proceeded with the business at hand.

2. SILENT MEDITATION:

Mayor Whitehead called for fifteen seconds of silent meditation to remember the victims of the tragic incident that happened in Boulder Colorado a couple of days ago.

3. PLEDGE OF ALLEGIANCE:

Mayor Whitehead called for Mayor Pro-Tem Forrister to lead the Pledge of Allegiance.

4. APPROVAL OF AGENDA:

City Clerk Torres asked that items I1 and I3 be removed from the agenda due to the presenter not being able to attend the meeting.

Mayor Pro-Tem Forrister moved to approve the agenda with the removal of items I1 and I3. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

C. PUBLIC COMMENT:

Susan Crow virtually addressed the Commission with comments related to:

- (1) She addressed the City Commission's offer of the smart meters, and the offer to pay a \$50 fee to keep her analog meter. The offer of the smart meter, as well as the offer to pay a \$50 monthly fee is based on contract law. There must be a meeting of the minds in every contract offer, and while silence is considered a passive agreement all contracts, without full disclosure they are null and void. The contract between T or C utility customers, as well as the contract with Landis & Gyr is null and void because you did not disclose to the community that these meters will explode, and cause house fires when hit with power surges of 1, 5, or 10 thousand volts. She demands that Landis & Gyr provide engineering testing on power surges, as well as the lack of surge protectors in the meter. The delicate electronics within the meters that allow them to spin wireless communications about our electrical usage may send volt electric power surges. You also neglected to disclose that there is a 24 hour data collection, and electronic surveillance on every utility customer in the city who has a smart meter. The people of this community claim the right to have our original analog meters returned without fees of any kind. We will only conditionally accept your offer of a \$50 monthly fee as long as it is waived every month that the utility clerk receives a date stamped photo showing electrical usage. This is her conditional acceptance of the \$50 fee offer.

Ariel Dougherty virtually addressed the Commission with comments related to:

- (2) She respectfully and politely requests that the City Commission withdraw any further action on the RFP proposing an Electric Car Fueling Station because there is no call for it in the current Comprehensive Plan. The origination for its development was mentioned in hundreds of message files, and emails back and forth from city staff and Steve House. It has not been discussed at any advisory board meetings and there is no need for it. There is also no projected budget for it, and most significantly no input from the public what so ever, yet in the end we will be left to pay for it. The dilemma of this stems in this process of the unfriendly renewable ordinance number 664 that is both aggressive and communitive. She has complained about the unfairness of this ordinance for over a year, and she has asked that it be revised. The citizens should not be forced to pay for an electric car fueling station at City Hall when your own failed renewable ordinance does not accommodate homeowner electricity growth for an electric car. Public Utility Advisory Board Chairman George Szigeti tried in vain a week ago on Monday to make changes to ordinance 664. The board is an all-male board with former city staff on it. It is hardly a citizen's board, and certainly not representatives of the citizens. The discussion was depressing, and despite citizens speaking for positive changes to the ordinance, they decided to keep it as is. Three of the board members remain adamant to stick to the 90%. If the city continues to cut off its nose despite its face, no one will want to move here. The runaway spending of the Electric Department is also alarming, and now the city is asking for a \$1 million plus dollar grant to upgrade the long dilapidated

transformers that should have been addressed instead money being spent on smart meters.

- (2) She also touched on concerns regarding her utility bill.

Rick Dumiak virtually addressed the Commission with comments related to:

- (1) He feels that the \$50 fee for getting back his analog meter is outrageous for somebody on a fixed income, and it is totally unfair. He doesn't want to be penalized for his health concerns. HE asked that the Commission please revisit this because it is insane to charge a \$50 trip charge for a city of our size.

Ron Fenn virtually addressed the Commission with comments related to:

- (1) He stated that his utility credit account has been robbed by \$50 this month by the city, and he has no way of stopping it, and it's based on Madam Mayor's signature on a ludacris order. Under the terms of the notice of liability that he personally served the city with last year, you are going to be responsible for the \$50 charge, plus administrative costs, and possible legal fees. This will be forth coming very soon. He noted that he has provided correct meter readings that have corrected his utility bill. There was no need what so ever for a smart meter at his home, and it is a violation of his 4th amendment right to be secure in his home from surveillance by the city or by anybody else. He will not accept the \$50 trip fee, although the city steals it from his account. When this comes finished, you will be ending up in court.

D. RESPONSE TO PUBLIC COMMENT:

Commissioner Aragon responded to the following comments:

- **Ariel Dougherty's comments regarding the solar ordinance and the re-charging station:** George Szigeti informed him that it almost took up the whole PUAB meeting and they were are looking into possibly reducing the meter fee, which he thinks is going to happen. It is going to be reduced quite a bit.
- He thinks it's a good idea to have a re-charging station.

E. PRESENTATIONS:

1. **Certificate of Appreciation to Denise Addie for organizing the Toyz for Kidz event that took place on December 19, 2020. Current**

Mayor Whitehead presented a certificate of appreciation to Denise Addie for organizing the Toyz for Kidz event that took place on December 19, 2020.

F. CONSENT CALENDAR:

1. **City Commission Regular Minutes, March 10, 2021**
2. **City Commission Special Executive Minutes, March 15, 2021**
3. **Acknowledge Regular Public Utility Advisory Board Minutes, January 19, 2021**
4. **Acknowledge Regular Recreation Advisory Board Minutes, February 1, 2021**

Commissioner Luna moved to approve the consent calendar as noted. Mayor Pro-Tem Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

G. PUBLIC HEARINGS:

- 1. Public Hearing/Discussion/Action: Approval to submit USDA Funding Applications for Municipal Water System Improvements, and authorization and approval for City Manager and/or Mayor to execute, sign, and submit the required and requested documents related to the USDA/RUS applications for Federal Assistance:**

Traci Alvarez, Acting City Manager explained that a portion of the Preliminary Engineering Report that they've worked on with Wilson & Company has identified a priority project for our Municipal Water System. USDA requires a public hearing for public input, as well as approval by the Governing Body. This project will replace approximately 4.9 miles of waterline to include water meters, and pressure release valves throughout the city. The application request will be for \$7,530,330, and we do not know at this time what will be awarded as far as grant vs. loan. Once it is awarded it will come back to the Commission for review and approval.

Mayor Whitehead opened the public hearing.

Opponents:

Ron Fenn stated that public hearings are set up for the public to speak, and the public never speaks because nothing is ever brought to the people's attention to the point where they understand what's going on. Last week you spent a good portion of the meeting with a water related issue. You were patting everyone on the back for their wonderful work in repairing broken water lines. A statement was made by Jesse Cole that said no one is to blame, but he disagrees with that. Management of this city for the past 50 years has been negligent in providing for the replacement of our utilities. There are no long range plans, or execution of those long range plans to address the fact that utilities like everything else die over time.

Mayor Whitehead call a point of order and stated that Mr. Fenn's comments have nothing to do with discussion on this USDA funding application.

Ron Fenn stated that it does because you are now asking us to borrow money because you don't know how much of a grant you are going to get, and you are asking for somebody else to pay for your neglect, and this is what the issue is.

Mayor Whitehead again called a point of order.

Public Input:

Ariel Dougherty asked if there will be meters attached to this grant, and if so are they analog meters.

Acting City Manager stated yes it would include the replacement of water meters. Anytime we replace waterlines within the USDA grant we replace the meters.

Mark Bassey, Wilson & Company also explained that the meters will be radio read analog meters.

Ariel Dougherty asked what a radio read meter is.

Mark Bassey, Wilson & Company explained that radio read analog meters allows staff to drive by the meter and read it with a device instead of opening up every meter can and reading it manually. It also allows the reading to be electronically sent to the accounting system for billing.

Ariel Dougherty explained that she has experienced a lot of problems with water meter readings.

Susan Crow asked if the public will have the opportunity of public comment when this comes back to the Commission when we find out what amount of the grant and loan is.

Acting City Manager Alvarez explained that it will not come back as a public hearing. It will only come to the Commission for discussion/action, but there is always public comment in the public comment section of the meeting.

Susan Crow stated it would be nice to have a public hearing when we get the data, because we don't really know what we're getting before we get the data back.

Mayor Whitehead explained that this public hearing today is to take into consideration how the public feels about this. This will come back to us for discussion/action. When this is brought back, you will be given you an opportunity to see what we will bring to the Commission, and give public comment either in person, or via GoToMeeting. You can also email us your questions and concerns.

Susan Crow stated that her only concern is with the meters that will be going in. She asked that they not be smart meters or AMI technology meters, because the water is extremely damaging when it is radiated.

Mayor Whitehead closed the public hearing.

Mayor Pro-Tem Forrister made a motion to approve and submit USDA Funding Applications for Municipal Water System Improvements, and authorization and approval for City Manager and/or Mayor to execute, sign, and submit the required and requested documents related to the USDA/RUS applications for Federal

Assistance. Commissioner Luna seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

H. ORDINANCES/RESOLUTIONS/ZONING:

1. Discussion/Action: Resolution No. 36 20/21 Budget Adjustment Request:

Carol Kirkpatrick, Finance Director explained that this is a standard budget adjustment. When she first got here a year ago, they tried to work with the new chart of accounts and they put money into one stream when it should have went into another. This is so we can move part of this into the operational fund. We have some new money for the electric utility, and we are utilizing some of their reserves to pay for some maintenance and repairs on equipment. The other thing we need to do is budget contingency funds for the Wastewater Treatment Plant.

Commissioner Luna moved to approve Resolution No. 36 20/21 Budget Adjustment Request. Commission Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

I. NEW BUSINESS:

1. Discussion/Update: Airport Services Update:

Item was removed.

2. Discussion/Action: Matching Funds Request for a USDA Grant for a MainStreet eCommerce Project:

Linda DeMarino, MainStreet Truth or Consequences explained that prior to Mr. Madrid leaving she had spoken to him about funding this, and he actually agreed to it, but he had left without giving them anything or saying anything, so that is why they are bringing this back to you. MainStreet is applying for a USDA Rural Business Development Grant. COVID-19 was really hard for many of our businesses, because they relied on foot traffic as the main audience for their businesses, and with the businesses being closed, and there not being any foot traffic, it became very apparent that they did not have the capacities and capabilities to engage in e-commerce. We're finally coming out of the COVID restrictions, and things are opening back up so those audiences will be available again. However, there is really is no telling of what's going to happen with any variance, and we don't know if people are all going to start running back into stores and making purchases after a year of buying things online. This grant project will be open to all businesses, and perspective businesses in Sierra County. We don't know what things are going to look like in the near future, but if something were to happen to shut the economy down again it good to have these backup resources of e-commerce, and moving forward it really opens up business in Sierra County and in the rest of the world. As of right now we have very few businesses that are doing e-commerce. This program is a series of educational sessions that would help our local businesses get out online in various ways. There's a training about what payment platform they should be looking

CITY COMMISSION MARCH 24, 2021 REGULAR MEETING MINUTES

at, and possible platforms for selling their goods. It also teaches business writing, website development, and store development if they want to create a store. It also includes individual sessions of assistance for general webpage development. It is also set up to where there can be individual sessions to help them get through any troubles they might have. The Chamber of Commerce has also decided to partner on this, and they are going to contribute \$500 towards that. In order to get a USDA grant we have to have over 50% in matching funds. Therefore, she is asking for the City Commission to be a partner in this project, and fund \$4,500. MainStreet will contribute the additional funds needed for this project.

Acting City Manager Alvarez stated that Linda DeMarino first reached out to her with the two letters around the last part of February or the beginning of March. Linda DeMarino said that she had met with City Manager Madrid on requesting funding assistance for this, as well as their branding project. She checked Mr. Madrid's emails and calendars and also met with Finance Director Carol Kirkpatrick, and Executive Assistant Tammy Gardner to see if they had any knowledge of his approval. However, we couldn't find anything showing that he approved it. The letters that Ms. DeMarino had issued looked like they were dated the 1st of February. She informed Ms. DeMarino that since no documents of approval were located, it would have to come before the Commission because she could not directly approve any of the requests.

Mayor Whitehead stated that she was copied in the letters given to City Manager Madrid, and she sent them on to him, but never heard anything back from him. She looked back at her emails, and it didn't show that he had sent anything, and he was always good at providing her with whatever he responded to.

Linda DeMarino stated that she and Teresa King from the Chamber of Commerce met with City Manager Madrid in person. His response was verbal and in person.

Commissioner Luna stated that our subrecipient grant item is already over budget for this year, so while she thinks it's probably a worthwhile venture to help support our local businesses, she is a little concerned as to where we are going to come up with the money on the fly. Especially since we already committed those funds, and we are over budget on that item. She also understands that the deadline for this is March 30th. However, unless there is another source of funds she has some reservations. She asked if MainStreet will be able to cover the match in the meantime, and if we find the money and the resources, then we would be willing to partner, but at this time she wants to be able to find the money before we make that promise.

Linda DeMarino stated that the program is for training purposes, and it will ultimately benefit the city. The more presence our businesses have online, the more money will come into town from out of town, and that is ultimately the best money to have. Those purchases also generate gross receipts tax. She stated that the city has partnered with them in the past on other projects.

Commissioner Luna stated that she does not disagree with Ms. DeMarino. However, they cannot approve this if the city does not have the funds. She again asked Ms. DeMarino if MainStreet has the extra \$4,500 she is requesting from the city to meet the required match for this grant until we can do research and find out if we have the funds to partner on this project.

Linda DeMarino stated that she may have to re-work the budget, but she believes that is possible.

Commissioner Luna moved to table this item and ask staff to examine funding options and maybe look and see where the money came from when we previously partnered with MainStreet. Commission Aragon seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

3. Discussion/Action: Approval of Airport Advisory Board letter to the Federal Aviation Administration (FAA):

Item removed.

4. Discussion/Action: Subrecipient Funding Allocations for FY 2021/2022:

Traci Alvarez, Acting City Manager explained that we are getting into planning next year's budget, and these are the subrecipient grant applications. The deadline for applications was March 5, 2021. All applicants except for one had all items turned in by the March 5th deadline. The one applicant had their financials turned in 10 days after the deadline, but they did get them submitted. All allocation requests are in your packet.

City Attorney Rubin stated that he understands that the documents are titled subrecipient grant applications although it is really not a grant. It is an allocation to enter into a contract for funding that will benefit the city. The word grant can be a bit misleading because it sounds like a donation which it is not. This is not a violation of the anti-donation clause to approve these. What generally happens is once the Commission makes the decision as to what allocation they are going to make, a contract is then drawn up, and the contract will set forth that in exchange for the funds that are allocated, these services will be provided to the city.

Commissioner Luna stated that she finds it a little odd that we would commit funding that we do not know we have. We will be looking at the budgets in the next few months, and we could have more money to give, or we may not have all of the money requested to give. She would rather we wait until we have our budget in front of us, and we are absolutely certain that we can uphold our end with the contracts.

Mayor Whitehead stated, it was mentioned that some of the applications were a little late so she wanted to remind the applicants to please make sure that they meet the

deadlines because they want to be able to help every subrecipient who comes forward and requests funds.

Commissioner Luna moved to table the Subrecipient Funding Allocations for FY 2021/2022 until they examine the budget and then make the approval during our budget process. Mayor Pro-Tem Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

5. Discussion/Action: Utility Account Update:

Traci Alvarez, Acting City Manager explained in March of last year we started experiencing some of the effects of COVID, and a decision was made to suspend red tagging and disconnection of delinquent utility accounts. She believes it was reinstated for approximately one month in the month of October, and then suspended again. What you have before you is a print out of some of what's going on in our utility office. The first page is a commercial billing account, and up at the top it shows a total amount owed on the current bill. It also tells you the number of bills that have been issued (which was 12), how many numbers of payments were received, the date of their last payment, and the date of the previous payment prior to that. The highlighted portion in green is the payment that has been received on an account, and the highlighted portion in pink is the monthly billing on the accounts. Looking through the stack of paperwork you'll see that we have some extremely high commercial and residential bills. She had Sonya pull this information, and she was a little shocked to see what we were looking at. She came across this because a part of her grant funding requests requires her to pull financials and current revenues within our various water and sewer revenues. While doing that she noticed that we had quite a bit of a drop in our revenues. What we are requesting is to reinstate red tagging and disconnection of delinquent accounts, and we'd like to begin this in May. That will give customers some time, and while we do understand the hardships that people have had, we also understand that people have received some stimulus money, and some people have received tax refunds so there's been various funding availability to be putting toward payments on some of these accounts. Customers also have the option to go in and make a payment arrangement with our utility office. However, we request that those utility arrangements not exceed 6 months to a year because if we allow arrangements longer than that, some of these will never get paid off.

Mayor Pro-Tem Forrister stated that her only concern is why we are waiting until May when these stimulus checks might be spent by then. She suggests that we start the ball now, and let them know that they need to use that money for their electric or it will be shut off.

Traci Alvarez, Acting City Manager stated that both her and Utility Office Manager Williams spoke about that, and they thought it would only be fair to at least give our customers some notification that if they didn't get these delinquents up that they will be hit with a \$50 red tag fee, and that's why they recommended looking at starting it on a billing cycle which will be in May.

CITY COMMISSION MARCH 24, 2021 REGULAR MEETING MINUTES

Mayor Pro-Tem Forrister asked if they see a problem with giving a red tag because some of these accounts look like they are almost a year past due.

Utility Office Manager Williams stated whenever they stopped red tagging, unfortunately they had people who stopped paying their bill. They can start red tagging starting the first billing cycle in April because it's not like we red tag, and then cut them off. We give quite a bit of notice. They continued to send out delinquent notices throughout COVID so people are aware. She explained that the billing process starts with the initial bill to the customer, and then we will bill the customer again if we do not receive payment by the due date. If we do not receive a payment, or at least payment of the first bill then we send out a delinquent notice and we give them 5 days to pay their bill or contact our office. If we don't receive payment or we don't hear anything within the 5 days we then send out a red tag, and at that point we give another 5 days to pay.

Mayor Pro-Tem Forrister stated you guys were still sending out delinquent notices, so she thinks that's plenty of time, unless it's going to put us out by sending these red tag notices out.

Utility Office Manager Williams stated that they are ready.

Commissioner Aragon stated that Chairman Szigeti mentioned that customers owe us over \$200,000.

Utility Office Manager Williams stated that was for only for cycle A which is one billing cycle. They owe us about \$700,000.

Commissioner Aragon asked what the percentage of that would be for commercial, and what are other cities doing that are similar to us?

Utility Office Manager Williams responded that 35% are probably commercial, and a lot of cities have opened back up, and they are red tagging. In September she went to City Manager Madrid, and we were approved to start red tagging in October, and then they kind of shut it back down in November when COVID started hitting harder. We were instructed to stop red tagging in November of 2020, but we continued to send out delinquent notices so that people were aware of their balances.

Commissioner Luna reviewed the report, and stated that she feels that it is extremely irresponsible, ridiculous, and unacceptable for the residents of our community to expect us to continue to provide them with life essential utilities without making a payment. She doesn't want to wait until May. We hear about how we can't make our infrastructure improvements, and how we need to take care of our citizens, but if our citizens aren't paying their bills then we can't do any of that.

Mayor Whitehead stated for months now we've had people who were disgruntle, and come to us and talk about how they were receiving astronomical bills. Thanks to the

CITY COMMISSION MARCH 24, 2021 REGULAR MEETING MINUTES

utility department looking into these matters, these people who were complaining were the ones who were delinquent on their own bill, and have not paid for months. They received a huge bill because they have not paid for 4 or 5 months, and then they come out and jump all over us, that's not fair in itself, and just because we were giving you leeway during COVID doesn't mean that you weren't supposed to come in and pay your bill.

Utility Office Manager Williams and Acting City Manager Alvarez asked that we not go past 6 months to a year for payment arrangements, and that people be held to their payment arrangement, and pay off their arrears balance in that amount of time.

Utility Office Manager Williams stated that the city ordinance indicates that only 3 payment arrangements are allowed per customer, and she feels that we should stick to that.

Mayor Pro-Tem Forrister agreed, and stated we're not asking them to pay for something they are not already using.

City Attorney Rubin stated if you look at our city ordinance they already have good procedures for us like only 3 payment arrangements, red tags, liens and penalties we can impose.

Commissioner Aragon asked what happens to those customers who jump ship and don't pay. Does a lien go on the property?

Utility Office Manager Williams stated that we have a lot of properties where many renters still owe us money, but the property is owned by a different person.

Acting City Manager Alvarez explained that we need to start holding those property owners accountable for their renters. The landlords need to start going after their tenants who are not paying their bills. In the past when a landlord rents out their property, and the tenant skipped out and had a balance, the landlord would come in and certify that the person no longer lives there, and they are moving in a new tenant. However, we have some very old accounts where that property is associated with an old debt, and what we want to happen is for the property owner to be responsible and go after the tenants themselves, and we don't open a new account on that property until the debts associated with that property is paid.

Commissioner Luna asked if that is in our ordinance because she feels that we should work with our property owners. There are some who own quite a few properties, and that will become a huge burden on them. They should take care of that, but she doesn't want to blindside them because of their tenants, so maybe they need to keep the utilities in their name and charge the tenants each month.

Acting City Manager Alvarez stated that it is not in an ordinance. It's just an internal policy, and the way it was previously handled. The ordinance itself talks about a lien on the property for uncollected bills.

Commissioner Luna made a motion to immediately implement the red tags and disconnects on utility payments and to enforce the city ordinance that is in place. Mayor Pro-Tem Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

6. Discussion/Update: Expenditure, Revenue, Cash, and Transfer Reports for February 2021:

Carol Kirkpatrick, Finance Director gave an overview of where we are with the budget and revenues. This will be a monthly report that will be submitted to the Commission.

J. REPORTS:

Acting City Manager Alvarez had no reports.

City Attorney Rubin had no reports.

City Commission Reports:

Mayor Pro-Tem Forrister had no reports.

Commissioner Aragon had no reports.

Commissioner Baca had no reports.

Mayor Whitehead had no reports.

Commissioner Luna reported the following:

- During the last Commission meeting we authorized city staff to begin work on Fiesta. She has attended two department head meetings, and she has never been more proud. She actually got goosebumps at the first meeting. Everyone was so excited, and there were ideas flowing, and everybody was on board, so Fiesta 2021 is going to happen. At the last department head meeting they agreed, and wanted the blessing of the Commission that the theme be Homecoming to celebrate the Class of 2021. The kids have had a cruddy year, and unlike the class of 2020 who got to go to go to school for $\frac{3}{4}$ of the year, the class of 2021 will only get to go to school for 4 or 5 weeks when it is all said and done. It was actually Deputy Chief Baker's suggestion and idea, and everyone loved it, and was behind it, so with the blessing of this Commission the theme would be Homecoming, and the Class of 2021 would be the Grand Marshalls.

She will work with the schools on having the Senior Class at the beginning of the parade once she gets a nod of support for this year's theme. She explained that the vendor and parade forms are ready, and will be distributed. Fiesta 2021 is going to happen, and it will be an outdoor event in the downtown area between City Hall and the Bank of the Southwest. She thanked everyone involved and city staff for supporting this event.

K. EXECUTIVE SESSION:

1. Limited Personnel Matters (City Manager position) Pursuant to 10-15-1(H.2):

Commissioner Luna moved to approve going into executive session at 10:29 a.m. to discuss Limited Personnel Matters (City Manager position) Pursuant to 10-15-1(H.2). Mayor Pro-Tem Forrister seconded the motion. Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously.

Mayor Whitehead reconvened the meeting in open session at 11:48 a.m.

Commissioner Luna certified that only matters pertaining to Limited Personnel Matters (City Manager position) Pursuant to 10-15-1(H.2) was discussed in Executive Session and no action was taken.

L. ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION, if any. ADJOURNMENT:


Commissioner Luna made a motion to offer the City Manager position to Bruce Swingle and instructed City Attorney Rubin to draft the contract. Mayor Pro-Tem Forrister seconded the motion. Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously

M. ADJOURNMENT:

Commissioner Luna moved to adjourn at 11:49 a.m. Mayor Whitehead seconded the motion. Motion carried unanimously.

Passed and Approved this 14th day of April, 2021.


Sandra Whitehead, Mayor


Angela A. Torres, CMC, City Clerk

